

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.10.2006

CORAM

THE HONOURABLE MR. JUSTICE P.SATHASIVAM

C.R.P.(PD)No.706 of 2006
& CMP No.6834 of 2006

Sabunni Sahib

.. Petitioner/Plaintiff

Vs.

1.Hajamohideen

2.Akbar

.. Respondents/Defendants

Civil Revision Petition under Section 227 of the constitution of India against the Judgment and decree dated 07.02.2006 made in CMA No.7/2005 on the file of Principal Sub Court, Nagapattinam, reversing the fair and decreetal order dated 29.11.2005 made in I.A.No.832/2005 in O.S.No.337/2005 on the file of District Munsif, Nagapattinam.

For petitioner : Mrs.P.V.Rajeswari
For respondents: Mr.R.Karunakaran for
1 & 2 Mr.Y.Mohamed Ghouse

ORDER

Heard both sides.

2. Considering the relief sought for in the suit and taking note of the fact that the plaintiff had the benefit of interim injunction before the trial Court, which was set aside by the appellate Court viz., Principal Sub Court, Nagapattinam and the said order was stayed by this Court on 27.04.2006 and the same is in force even today, I am of the view that ends of justice would be met by issuing appropriate orders for early disposal of the suit. Accordingly, the learned District Munsif, Nagapattinam, is directed to dispose of the suit in O.S.No.337 of 2005 on merits and in accordance with law, within a period of six months from the date of receipt of a copy of this order, after affording an opportunity to both parties.

3. In view of the factual reference made in the earlier paragraph, the interim order granted by this Court on 27.04.2006 shall continue till the final decision being taken in the suit as directed above. The

Civil Revision Petition is disposed of. No costs. CMP No.6834 of 2006 is closed.

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

raa

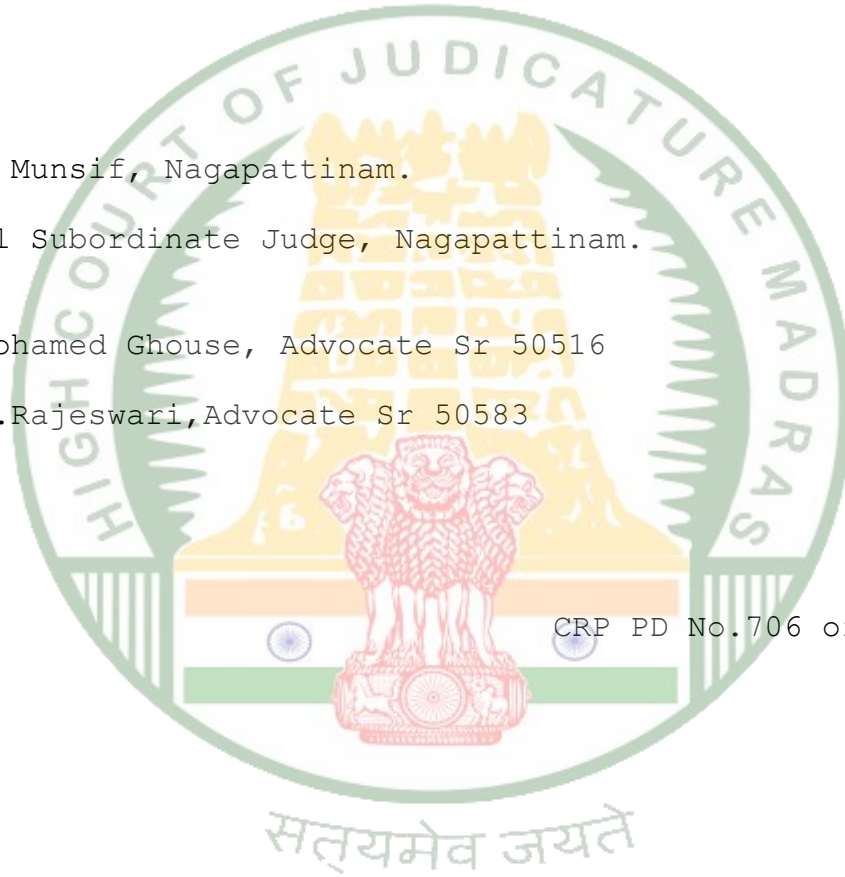
To

- 1.The District Munsif, Nagapattinam.
- 2.The Principal Subordinate Judge, Nagapattinam.

+1cc to Mr.Y.Mohamed Ghouse, Advocate Sr 50516

+1cc to Mr.P.V.Rajeswari, Advocate Sr 50583

GM (CO)
km/15.11.



CRP PD No.706 of 2006

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